

EXHIBIT Q

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WORRELL

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12 UNITED STATES DISTRICT COURT
 13 CENTRAL DISTRICT OF CALIFORNIA

14 TERCER MUNDO, INC.

15 Plaintiff,

16 vs.

17 ARMEN BOLADIAN, BRIDGEPORT
 18 MUSIC, INC.; WESTBOND RECORDS,
 19 INC.; and JANE PETERER

20 Defendants.

) Case Nos. CV-93-04106 R
) CV-92-2685 R

) DECLARATION OF G. BERNARD
) WORRELL IN SUPPORT OF
) PLAINTIFF'S OPPOSITION TO
) DEFENDANTS' MOTION TO APPOINT
) SPECIAL MASTER

) DATE: October 16, 1995
) TIME: 10:00 a.m.
) CTRM: Courtroom No. 8,
) 312 N. Spring Street
) Los Angeles, CA
) Hon. Manuel L. Real

21 I, G. BERNARD WORRELL, JR. declare as follows:

22 1. I am one of the principal songwriters of certain of the
 23 musical compositions contained in the Malbis Catalog which is at
 24 issue in this litigation.

25 LAW OFFICES
 26 ROSENFELD,
 27 MEYER &
 28 SUSMAN

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1 2. I am informed that the defendants in this action, Armen
2 Boladian ("Boladian"), Bridgeport Music, Inc. ("Bridgeport"), Nine
3 Records, Inc. ("Nine"), Westbound Music, Inc. ("Westbound") and
4 Jane Peterer ("Peterer") (collectively, "Defendants"), have filed a
5 motion to appoint a Special Master, and that this motion is based,
6 in part, upon Defendants' stated desire to ensure that the
7 songwriters receive the royalty payments they are owed.

8 3. I am opposed to the appointment of a Special Master at
9 this time. Although Defendants have never provided me with a
10 proper accounting of the royalties which I am owed nor made proper
11 payment to me of those royalties, I am nevertheless opposed to the
12 appointment of a Special Master at this time. I believe that the
13 best way to ensure that I will eventually receive the royalties I
14 am owed is to await the trial of this lawsuit on December 5, 1995.

15 4. I am also opposed to the appointment of a Special Master
16 where Jane Peterer would continue to have significant day-to-day
17 responsibilities for the administration of the Malbiz Catalog. Ms.
18 Peterer is a named defendant in this lawsuit, and I am informed
19 that she has also been named as a defendant in a lawsuit recently
20 filed by Warner/Chappell Music, Inc. Moreover, I am informed that
21 in the interpleader action brought by Priority Records, Inc. in the
22 Southern District of New York, Judge McKenna has ruled that Ms.
23 Peterer filed a materially altered document with the U.S. Copyright
24 Office. Further, Ms. Peterer has been principally responsible for
25 the administration of the Malbiz Catalog during the time period I
26 have received insufficient accounting and royalty payments.

27 5. I am also opposed to the appointment of a Special Master
28 where Bridgeport, the company which has failed to properly render

LAW OFFICES
COSENFIELD,
MEYER &
BUSHMAN

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1 accountings and royalty payments to me, would continue to receive
2 monies from the record companies which are currently making
3 payments to Bridgeport related to the Melbis Catalog.

4 I declare under penalty of perjury under the laws of the
5 United States of America that the above is true and correct.

6 Executed this 2 day of Oct., 1993 in Plainfield, N.J.
7 (Date) (Month) (City) (State)

8
9 G. Bernard Worrell, Jr.
10 G. BERNARD WORRELL, JR.

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MYER &
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